IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION {LODGING} NO.2293 OF 2004

Voltas Limited .... Petitioner
Vs.
S.K. Nigudkar & others .... Respondents

Shri C.U. Singh i/b M/s. Salgaonkar & Co.
for the Petitioner.

Sarvasri A.D. Shetty with Thamnesh Shetty
and Ms Rita Joshi for the Respondent
Nos.1 and 2.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: SEPTEMBER 01, 2004

P.C:

1. Upon hearing the learned Advocates for the parties and on going through the records, it is not necessary to deal with the points sought to be raised in the matter and by consent the impugned order can be set aside and the matter can be remanded with the direction to dispose of the complaint within a specified period.

2. Accordingly, while recording the statement of the learned Advocate for the petitioner that the respondent No.1 will be re-designated as a security guard and will be given the grade in the said post with effect from the date of the joining at Bhandup, without insisting for the performance record as was recorded in the letter of

new assignment dated 20-2-2004, by consent, the impugned order is hereby quashed and set aside. The Industrial Court, Mumbai is directed to dispose of the Complaint (ULP) No.166 of 2004 as expeditiously as possible and, in any case, on or before 31-3-2005. Needless to say that this Court has not expressed any opinion on any of the points sought to be raised in the matter. With the above directions and while recording the statement by the learned Advocate for the petitioner, as quoted above, the petition is disposed of.

3. Certified copy expedited.